

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

## IN THE SUPREME COURT OF THE STATE OF MONTANA

No. DA 10-0149

STATE OF MONTANA,

FILED

Plaintiff and Appellee,

MAY 0 7 2010

v.

Ed Smith Clerk of the Buppleme Court Clark of Montana

PAUL CLIFFORD GIESER,

Defendant and Appellant.

## MOTION FOR EXTENSION OF TIME

COMES NOW, Hillary Prugh Carls, counsel of record for Defendant and Appellant, and respectfully requests an extension of time until Monday, June 28, 2010, in which to prepare, file, and serve the Appellant's opening brief in the above-entitled matter. This is Appellant's first extension request for the opening brief. Opposing counsel has been contacted concerning this motion and does not object.

DATED this May, 2010.

ANGEL, COIL & BARTLETT 125 W. Mendenhall, Suite 201

Bozeman, MT 59715

Hillary Prugh Carls

Attorney for Defendant/Appellant

## **CERTIFICATE OF SERVICE**

I hereby certify that I served a true and accurate copy of the foregoing

Motion for Extension of Time by depositing said copies into the U.S. mail, postage

prepaid, addressed to the following:

STEVE BULLOCK Montana Attorney General MARK MATTIOLI Assistant Attorney General P.O. Box 201401 Helena, MT 59620-1401

MARTY LAMBERT Gallatin County Attorney 1709 West College Street Bozeman, MT 59715

PAUL CLIFFORD GIESER 28188 Norris Road Bozeman, MT 59718

DATED this \_\_\_\_\_\_ day of May, 2010.

ilmary Trugii Cari